RUSSELL J. HUEGEL

ATTORNEY AT LAW

190 Middlesex Essex Turnpike, Suite 200 Iselin, New Jersey 08830 Telephone (908) 313-1136 Facsimile (866) 630-3029 russellhuegel@msn.com

November 29, 2018

Via Hand Delivery

Andrew J. Casais, RMC, QPA Borough Clerk/Qualified Purchasing Agent 110 East Westfield Ave Roselle Park, NJ 07204

Re: Response to RFQ For Municipal Prosecutor

Dear Mr. Casais:

Enclosed please find a written response to the Borough's request for qualifications for the above referenced position. Also included is a flash drive containing a *pdf* file of the response.

Thank you.

Very truly yours,

Russell J. Huegel

Enclosures

Borough of Roselle Park

County of Union, State of New Jersey 110 East Westfield Avenue Roselle Park, NJ 07204

ANDREW J. CASAIS, RMC, QPA Borough Clerk & Qualified Purchasing Agent



E-MAIL: acasais@rosellepark.net PHONE: (908) 245-6222 Fax: (908) 245-5598

REQUEST FOR PROPOSALS

Sealed proposals will be received by the Qualified Purchasing Agent for the Borough of Roselle Park on **Friday**, **November 30**, **2018** at **10:00** a.m., prevailing time, in the Conference Room of Roselle Park Borough Hall, 110 East Westfield Avenue, Roselle Park, N.J. 07204 at which time and place proposals will be opened and read in public for:

2019 MUNICIPAL PROSECUTOR & ALTERNATE

Proposals must be made on the standard proposal forms, be enclosed in a sealed package bearing the name and address of the bidder and labeled "2019 MUNICIPAL PROSECUTOR & ALTERNATE" on the outside, addressed to Andrew J. Casais, RMC, QPA, Qualified Purchasing Agent at the address above.

Specifications may be obtained in-person at the Office of the Borough Clerk or online at

All prospective vendors shall comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27 et seq. regarding Equal Employment Opportunity and Affirmative Action. Small, Minority and Women's Business Enterprises are encouraged to obtain specifications and compete for the contracts.

Andrew J. Casais, RMC, QPA Qualified Purchasing Agent

BOROUGH OF ROSELLE PARK GENERAL INSTRUCTIONS

1. INTENT OF SOLICITATION

The Borough of Roselle Park is soliciting a Request for Proposals (RFP) for the provision of professional services, as more particularly described herein. Vendors interested in providing services to the Borough through the provision of such services must prepare and submit a proposal inclusive of a Submission Form / Qualification Statement in accordance with the procedure and schedule in this RFP. The Borough intends to qualify person(s) and/or firm(s) that: (1) possess the professional, financial and administrative capabilities to provide the proposed services, and (2) comply with the terms and conditions determined by the municipality to provide the greatest benefit to the taxpayers, and operational efficiencies of the Borough of Roselle Park.

2. REQUIREMENTS FOR SUBMISSION

A. <u>Proper and Timely Receipt</u> – Submissions considered timely shall be submitted and received, in hand, no later than **Friday**, **November 30**, **2018** at **10:00 a.m.** as listed in the public notice of this solicitation to the attention of:

Andrew J. Casais, RMC, QPA
Borough Clerk / Qualified Purchasing Agent
110 East Westfield Avenue
Roselle Park, New Jersey 07204

B. <u>Number of Copies Required</u> - One (1) originally signed (in ink) copy along with one (1) digital copy (via CD or USB drive) of each proposal shall be submitted. Vendors <u>should not</u> submit more than the required number of copies as outlined herein.

C. <u>Transmittal Instructions</u> - Proposals must be submitted in sealed envelopes clearly marked with the vendor name as well the service for which the proposal is being submitted. Each proposal must be provided on a Submission Form / Qualification Statement as supplied in the package, and signed by the professional services entity or principal thereof. Submission Forms / Qualification Statements, as part of the submission as a whole, must also be accompanied by a completed RFP checklist, a statement of ownership disclosure, a non-collusion affidavit, the required EEO/Affirmative Action evidence and signed compliance notice. Acknowledgement of Americans with Disabilities Act Language of 1990, a disclosure of investment activities in Iran, an insurance requirement acknowledgement form, a certification regarding political contributions, the New Jersey Business Registration Certificate of the Vendor, and a W-9 of the vendor. All prices and amounts must be written in ink or, preferably, typewritten. Each signatory

to the submission must initial all erasures or corrections. The Borough of Roselle Park explicitly prohibits transmittal of proposals by way of facsimile.

The Borough of Roselle Park strongly urges vendors to verify the completeness of their submissions by carefully reviewing the submission checklist herein.

The Borough of Roselle Park will not be responsible for submissions forwarded through the U.S. Mail or any delivery service if lost in transit at any time before submission opening, or if hand-delivered to an incorrect location.

- D. Withdrawal of Proposal Submissions forwarded to the Borough of Roselle Park before the time of opening of proposals may be withdrawn upon written request of the professional services entity who shall be required to produce evidence showing that they are or represent the principal(s) involved in the submission. Submissions may not be withdrawn within twenty-four (24) hours of the stipulated time of opening of submissions. Once submissions have been opened, they must remain firm for a period of sixty (60) days.
- E. <u>Discrepancy in Cost Proposals</u> If applicable, in the event there is a discrepancy between the unit prices and the extended totals, the unit prices shall govern or if between the correct sum of the extended totals and the total submission submitted, the correct sum shall govern. Amounts written in words shall govern over the amounts written in numerals.
- F. One Proposal Per Entity More than one (1) submission from an individual, firm, partnership, corporation, or association of principals under the same or different names shall not be considered. Should more than one (1) submission be so received by an entity, it shall disqualify the entity from consideration.

2. SCOPE OF SOLICITATION

The Borough of Roselle Park seeks to receive proposals for 2019 Municipal Prosecutor & Alternate for the contract period commencing no sooner than January 1, 2019 and terminating no later than December 31, 2019. Pursuant to the New Jersey Local Public Contracts Law, no language herein shall be construed so as to contemplate award of a professional services contract for a period of time greater than twelve (12) consecutive months.

3. SCOPE OF WORK, MINIMUM VENDOR REQUIREMENTS & SELECTION CRITERIA

- A. <u>Scope of Work</u> The Borough of Roselle Park intends to procure certain services as part of this solicitation, the scope of work for such services should be understood, at a minimum, as follows:
 - (1) Prosecute or defend any and all suits or actions and provide all necessary and desirable legal counsel and advice requested for the prosecution of cases before the Municipal Court of the Borough of Roselle Park; (2) Conduct the prosecution of

such cases except such crimes and offenses as it may be the duty of County or State officers to prosecute; (3) Supervise and coordinate legal strategy of the Borough as it relates to prosecution in Municipal Court; (4) Work in concert and coordination with Borough staff including but not limited to the Borough's Municipal Court Judge, Municipal Court Administrator, and Public Defender; (5) Have such other functions, powers, and duties as may be provided by General Law or Ordinance; and (6) Provide for qualified coverage, in the form of an "Alternate Municipal Prosecutor," at no cost to the Borough of Roselle Park, in the event such coverage is needed due to matters, including but not limit to, matters deemed within the scope of conflicting interests, or due to conflicting schedules.

B. <u>Minimum Vendor Requirements</u> – The Borough of Roselle Park intends to procure certain services as part of this solicitation from a vendor with the following *minimum* requirements understood:

A successful vendor shall, at a minimum be (1) a licensed attorney-at-law (or firm) of the State of New Jersey for no less than ten (10) years preceding the proposed appointment; and (2) have experience as a municipal prosecutor within the State of New Jersey for no less than five (5) years preceding the proposed appointment.

It is expected that a vendor will expand upon these minimum requirements in their Qualifications Statement by setting forth a variety of information inclusive of: (1) the name and roles of the individuals who will perform services and the descriptions of the individuals' experience including their education and certifications; (2) professional references and a demonstrated records of success providing the same service; (3) description of ability to provide the services desired in a timely fashion (including staffing levels and familiarity with subject matter); (4) cost details.

- C. <u>Selection Criteria</u> The selection criteria to be used in awarding contracts shall include the following:
 - (1) Meeting "Minimum Vendor Requirements" as stated in the forgoing solicitation; (2) Qualifications of the individuals who will perform the services/tasks and the amounts of their respective participation; (3) Experience and references; (4) Ability to perform the services/tasks in a timely fashion, including staffing and familiarity with the subject matter, including familiarity with the Borough of Roselle Park; (5) Cost considerations, including, but not limited to, historical costs for similar professional services, expertise involved, and comparable costs for comparable public entities; (6) Experience in appearing before the Office of Administrative Law, and the State Superior Court; and, (7) Possessing demonstrable experience in the realm of prosecution in Municipal Court within the State of New Jersey

4. EVALUATION AND AWARD

A. <u>Time for Contract Award</u> - The Borough of Roselle Park shall award a contract, or reject all submissions, within such time as may be specified in the invitation for submission, but in no case more than sixty (60) days, except that the submissions of any professional services entities who consent thereto may, at the request of the contracting unit, be held for consideration for such longer period as may be agreed.

The right is reserved by the Borough of Roselle Park to award submissions on a "service by service" basis, "per project" basis, in-part or in-whole as determined by the Borough.

- B. Restrictions on Award A contract award for this service will not be made unless the Borough's Chief Financial Officer has certified the necessary funds in a lawful manner.
- C. Evaluation of Proposals Proposals submitted by vendors will be evaluated by the Borough of Roselle Park in consideration of factors most advantageous to the Borough including managerial competency, qualifications as submitted, and price. After initial review to determine legal responsiveness, interviews of prospective vendors may be conducted by the governing body or any committee or designee thereof. It is particularly noted that any vendor who submits a proposal in connection with the forgoing solicitation explicitly consents to such an interview process should the governing body choose to exercise such an option.

Upon completion of the evaluation process, the matter of contract award shall be publically considered in the form of a Resolution of the governing body.

The Borough of Roselle Park reserves the right to reject all proposals for any reason. The Borough of Roselle Park expressly reserves the right to waive any informality in any submission, and to accept the submission, which in the Borough's judgment serves its best interests.

5. PRICE PROPOSALS

Prospective vendors must include a schedule of prices with their proposal. Such proposal shall include hourly rates or a flat fee for services rendered. If the latter option is chosen by the prospective vendor, it is understood that payments by the Borough of Roselle Park will be made on a pro-rated monthly basis for services provided. Hourly price proposals shall indicate the vendor's minimum billing units (i.e. tenths of an hour, quarters of an hour, etc...).

The Borough of Roselle Park reserves the right to consider cost proposals that are, in its sole discretion, the most advantageous. Furthermore, the Borough of Roselle Park reserves the right to enter into negotiations with prospective vendors, as it relates to prices for professional services as permitted by N.J.S.A. 40A:11-5.

<u>NOTE</u>: The Borough will not compensate or reimburse a vendor for routine and reoccurring expenses that relate to doing business with the Borough; including, but not limited to: copying, scanning, and faxing documents, and vehicle mileage for travel to or from meetings.

6. CONTRACTUAL GUIDANCE

A. <u>Payment Processing</u> - Checks are processed by the Borough of Roselle Park's Finance Department on approximately the first and third Thursday of each month. It is necessary that approved, signed Borough of Roselle Park vouchers be accompanied by an invoice and submitted in advance of these dates to:

Borough of Roselle Park
Finance Department - Accounts Payable
110 East Westfield Avenue
Roselle Park, New Jersey 07204

- B. No Guaranteed Minimum Payments Nothing provided within these specifications shall be construed so as to imply or guarantee any minimum payments by the Borough of Roselle Park to a vendor in receipt of a contract award. The Borough of Roselle Park shall only remit payment for receipt of services actually rendered and received.
- C. <u>Termination of Contract</u> The Borough of Roselle Park reserves the right to terminate any contract entered into upon thirty (30) calendar days' written notice within its sole discretion, with or without cause.
- D. <u>Transitional Period</u> In the event that a new contract has not been awarded prior to the contract expiration date, it shall be incumbent upon the professional services entity to continue the contract under the same terms and conditions until a new contract can be completely operational. At no time shall this transitional period extend more than ninety (90) days beyond the expiration date of the contract.

SUBMISSION CHECKLIST

THE FOLLOWING ITEMS, AS INDICATED BELOW , SHALL BE PROVIDED WITH THE RECEIPT OF SEALED SUBMISSIONS	Initial
Completed RFP Checklist	Here
Completed Submission Form / Qualification Statement	<u> PJH</u>
Statement of Ownership Disclosure	
Non-Collusion Affidavit	10 H
Required EEO/Affirmative Action Evidence & Signed Compliance Notice	BOH
	<u>WH</u>
Disclosure of Investment Activities in Iran	BH
Insurance Requirement Acknowledgement Form	<u>UST</u>
Certification Regarding Political Contributions	<u> </u>
New Jersey Business Registration Certificate of Vendor	
W-9 of Vendor	- VSF
	<u> </u>
ply with the RFP.	ever, and
ature: X. Franco College	
	Completed RFP Checklist Completed Submission Form / Qualification Statement Statement of Ownership Disclosure Non-Collusion Affidavit Required EEO/Affirmative Action Evidence & Signed Compliance Notice Acknowledgement of Americans with Disabilities Act Language of 1990 Disclosure of Investment Activities in Iran Insurance Requirement Acknowledgement Form Certification Regarding Political Contributions New Jersey Business Registration Certificate of Vendor

Title: Owner

SUBMISSION FORM / QUALIFICATION STATEMENT

(ATTACH ADDITIONAL SHEETS AS NECESSARY, BUT DO NOT SIMPLY ATTACH VENDOR MATERIALS AND TYPE/WRITE: "SEE ATTACHED")

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SUBMISSION FORM / QUALIFICATION STATEMENT (CONTINUED)

(ATTACH ADDITIONAL SHEETS AS NECESSARY, BUT DO NOT SIMPLY ATTACH VENDOR MATERIALS AND TYPE/WRITE: "SEE ATTACHED")

2. Re	eferences and record of success of same or similar service:
1,	Victor J. Herlinsky, Jr., Esq.
	Sills Cummis Gross PC
	The Legal Center
	One Riverfront Plaza
	Newark, NJ 07203
	(973) 643-4416
<u>2.</u>	Hon. Colleen Mahr
	Mayor of Fanwood
4	Borough of Fanwood
	75 N. Martine Ave.
	Fanwood, NJ 07023
	(968) 322 - 8236
3	Paul Brickfield, Esq.
	Brickfield & Donahue
	70 Grand Avenue
	Suite 100
	River Edge, NJ 07661
	(201) 574-7919

SUBMISSION FORM / QUALIFICATION STATEMENT (CONTINUED)

(ATTACH ADDITIONAL SHEETS AS NECESSARY, BUT DO NOT SIMPLY ATTACH VENDOR MATERIALS AND TYPE/WRITE: "SEE ATTACHED")

See Attached	Certification

SUBMISSION FORM / QUALIFICATION STATEMENT (CONTINUED)

(ATTACH ADDITIONAL SHEETS AS NECESSARY, BUT DO NOT SIMPLY ATTACH VENDOR MATERIALS AND TYPE/WRITE: "SEE ATTACHED")

dividual rimary d	s who will perf	the annual fee for primary duties and the hourly rates of each of the form services, and all expenses for any work that is not included in the
See	attached	Certification
		CERTIFICATION OF PROPOSAL (Sign Below)
rm:	Russell J.	Huegel Attorney at Law
ate: [1/26/18	
uthorize	d Representativ	re (Print): Russell J. Huegel, Esq.
gnature	Aless	e a la gel
itle: <u>O</u>	wher	
) 313 - 1136
ax No.:	(866) 6	30 - 3029

STATEMENT OF OWNERSHIP DISCLOSURE N.J.S.A. 52:25-24.2 (P.L. 1977, c.33, as amended by P.L. 2016, c.43)

THIS STATEMENT SHALL BE COMPLETED, CERTIFIED TO, AND INCLUDED WITH ALL BID AND PROPOSAL SUBMISSIONS. FAILURE TO SUBMIT THE REQUIRED INFORMATION IS CAUSE FOR AUTOMATIC REJECTION OF THE BID OR PROPOSAL.

Name of Organization: Russell J. Huggel Attorney at Law
Name of Organization: Russell J. Huegel Attorney at Law Organization Address: 190 Middlesex Essex Turnpike, Suite 200, Iselin NJ 08830
Part I Check the box that represents the type of business organization:
Sole Proprietorship (skip Parts II and III, execute certification in Part IV)
Non-Profit Corporation (skip Parts II and III, execute certification in Part IV)
For-Profit Corporation (any type)
Limited Liability Company (LLC)
Partnership
Limited Partnership
Limited Liability Partnership (LLP)
Other (be specific):
Part II
The list below contains the names and addresses of all stockholders in the corporation who own 10 percent or more of its stock, of any class, or of all individual partners in the partnership who own a 10 percent or greater interest therein, or of all members in the limited liability company who own a 10 percent or greater interest therein, as the case may be. (COMPLETE THE LIST ON THE NEXT PAGE IN THIS SECTION)
OR .
No one stockholder in the corporation owns 10 percent or more of its stock, of any class, or no individual partner in the partnership owns a 10 percent or greater interest therein, or no member in the limited liability company owns a 10 percent or greater interest therein, as the case may be. (SKIP TO PART IV)

STATEMENT OF OWNERSHIP DISCLOSURE

(Continued)

(Please attach additional sheets if more space is needed):

Name of Individual or Business Entity	Home Address (for Individuals) or Business Address

Part III

DISCLOSURE OF 10% OR GREATER OWNERSHIP IN THE STOCKHOLDERS, PARTNERS OR LLC MEMBERS LISTED IN PART II

If a bidder has a direct or indirect parent entity which is publicly traded, and any person holds a 10 percent or greater beneficial interest in the publicly traded parent entity as of the last annual federal Security and Exchange Commission (SEC) or foreign equivalent filing, ownership disclosure can be met by providing links to the website(s) containing the last annual filing(s) with the federal Securities and Exchange Commission (or foreign equivalent) that contain the name and address of each person holding a 10% or greater beneficial interest in the publicly traded parent entity, along with the relevant page numbers of the filing(s) that contain the information on each such person. Attach additional sheets if more space is needed.

Website (URL) containing the last annual SEC (or foreign equivalent) filing	Page #'s

Please list the names and addresses of each stockholder, partner or member owning a 10 percent or greater interest in any corresponding corporation, partnership and/or limited liability company (LLC) listed in Part II other than for any publicly traded parent entities referenced above. The disclosure shall be continued until names and addresses of every noncorporate stockholder, and individual partner, and member exceeding the 10 percent ownership criteria established pursuant to N.J.S.A. 52:25-24.2 has been listed. Attach additional sheets if more space is needed.

Stockholder/Partner/Member and Corresponding Entity Listed in Part II	Home Address (for Individuals) or Business Address

STATEMENT OF OWNERSHIP DISCLOSURE (Continued)

Part IV Certification

I, being duly sworn upon my oath, hereby represent that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I acknowledge: that I am authorized to execute this certification on behalf of the bidder/proposer; that the Borough of Roselle Park is relying on the information contained herein and that I am under a continuing obligation from the date of this certification through the completion of any contracts with the Borough of Roselle Park to notify the Borough of Roselle Park in writing of any changes to the information contained herein; that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I am subject to criminal prosecution under the law and that it will constitute a material breach of my agreement(s) with the, permitting the Borough of Roselle Park to declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print):	Russell J. Huegel	Title:	Owner
Signature:	Ford al	-Date:	11/26/18

NON-COLLUSION AFFIDAVIT

State of County of	New	Jersey
County of	Mide	lesex

ss:

I, Russell J. Huegel of the C	ity of <u>Iselin</u> in
I, Russell J. Hugel of the County of Middlesex and State of N	ew Jersey full age, being duly
sworn according to law on my oath depose and say that:	,
I am Owner of the (Title or Position)	e firm of Russell J. Huegel Attorney at Law (Name of Firm)
the bidder making this Proposal for the above named pr	oject, and that I executed the said proposal with full
authority so to do; that said bidder has not, directly or indi	rectly entered into any agreement, participated in any
collusion, or otherwise taken any action in restraint of fre	ee, competitive bidding in connection with the above
named project; and that all statements contained in said p	roposal and in this affidavit are true and correct, and
made with full knowledge that the Borough of Roselle Pa	rk relies upon the truth of the statements contained in
said proposal and in the statements contained in this affid	avit in awarding the contract for the said project.
I further warrant that no person or selling agence	by has been employed or retained to solicit or secure
such contract upon an agreement or understanding for a co	ommission, percentage, brokerage, or contingent fee,
except bona fide employees or bona fide employees or b	ona fide established commercial or selling agencies
maintained by Russell J. Hugel Attorney (1	name of contractor).
Subscribed and sworn to	
before me this 98 day	
of NOVEMBERZ, 3018.	X. Signature
	Russell J. Huegel
STATE OF NEW JERSEY.	(Type or print name of affiant under signature)
Notary public of	
My Commission expires APRIL 21, 2020	

SATISH SHARMA

Notary Public
State of New Jersey
My Commission Expires April 21 2020
I.D.# 2327816

Page 15 of 26

AFFIRMATIVE ACTION COMPLIANCE NOTICE N.J.S.A. 10:5-31 and N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS

This form is a summary of the successful bidder's requirement to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27-1 et seq.

The successful bidder shall submit to the public agency, after notification of award but prior to execution of this contract, one of the following three documents as forms of evidence:

a) A photocopy of a valid letter that the contractor is operating under an existing Federally approved or sanctioned affirmative action program (good for one year from the date of the letter);

OR

 A photocopy of a Certificate of Employee Information Report approval, issued in accordance with N.J.A.C. 17:27-4;

OR

c) A photocopy of an Employee Information Report (Form AA302) provided by the Division and distributed to the public agency to be completed by the contractor in accordance with N.J.A.C. 17:27-4.

The successful vendor may obtain the Affirmative Action Employee Information Report (AA302) from the contracting unit during normal business hours.

The successful vendor(s) must submit the copies of the AA302 Report to the Division of Contract Compliance and Equal Employment Opportunity in Public Contracts (Division). The Public Agency copy is submitted to the public agency, and the vendor copy is retained by the vendor.

The undersigned vendor certifies that he/she is aware of the commitment to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.1 et seq. and agrees to furnish the required forms of evidence.

The undersigned vendor further understands that his/her bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27-1 et seq.

COMPANY:	Russell J. Huggel Attorney at Law
SIGNATURE:	They all and
PRINT NAME:	Russell J. Huegel
TITLE: Ou	mer
DATE:	26/18
	l

Certification

53730

CERTIFICATE OF EMPLOYEE INFORMATION REPORT INITIAL

This is to certify that the confractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of 15-NOV-2014 to 15-NOV-2021

RUSSELL J. HUEGEL ATTORNEY AT LAW 33 WOOD AVE., SOUTH SUITE 600 ISELIN NJ 08830

Andrew P. Sidamon-Eristoff

State Treasurer

EXHIBIT A MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127) N.J.A.C. 17:27 GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor will send to each labor union, with which it has a collective bargaining agreement, a notice, to be provided by the agency contracting officer, advising the labor union of the contractor's commitments under this chapter and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to meet targeted Borough employment goals established in accordance with N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, and labor unions, that it does not discriminate on the basis of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken

EXHIBIT A

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE

N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127) N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS (Continued)

without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval Certificate of Employee Information Report

Employee Information Report Form AA302 (electronically provided by the Division and distributed to the public agency through the Division's website at ww.state.nj.us/treasury/contract compliance).

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Purchase & Property, CCAU, EEO Monitoring Program as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Purchase & Property, CCAU, EEO Monitoring Program for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.

AMERICANS WITH DISABILITIES ACT OF 1990

Equal Opportunity for Individuals with Disability

The Contractor and the Owner, do hereby agree that the provisions of Title 11 of the Americans with Disabilities Act of 1990 (the "Act") (42 U.S.C. S121 01 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities, and the rules and regulations promulgated pursuant there unto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the owner pursuant to this contract, the contractor agrees that the performance shall be in strict compliance with the Act. In the event that the contractor, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act. The contractor shall indemnify, protect, and save harmless the owner, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages, of whatever kind or nature arising out of or claimed to arise out of the alleged violation. The contractor shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the owner's grievance procedure, the contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner, or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the contractor along with full and complete particulars of the claim, If any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the *owner shall* expeditiously forward or have forwarded to the contractor every demand, complaint, notice, summons, pleading, or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the contractor pursuant to this contract will not relieve the contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this Agreement. Furthermore, the contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the contractor's obligations assumed in this Agreement, nor shall they be construed to relieve the contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of the Agreement or otherwise at law.

The undersigned vendor consents to the full understanding of the forgoing Americans with Disabilities Act Language of 1990:

Bidder/Vendor: Russell J. Huegel
Signature: Sundiaco
Full Name (Print): Russell J. Huege
Title: Owner
Date

BIDDERS MUST COMPLETE PART 1 BY CHECKING EITHER BOX.

Pursuant to Public Law 2012, c. 25, any person or entity that submits a bid or proposal or otherwise proposes to enter into or renew a contract must complete the certification below to attest, under penalty of perjury, that neither the person or entity, nor any of its parents, subsidiaries, or affiliates, is identified on the Department of Treasury's Chapter 25 list as a person or entity engaging in investment activities in Iran. The Chapter 25 list is found on the Division's website at

Bidders must review this list prior to completing the below certification. <u>Failure to complete the certification</u> will render a bidder's proposal non-responsive.

PLEASE CHECK EITHER BOX:

I certify, pursuant to Public Law 2012, c. 25, that neither the person/entity listed above nor any of the entity's parents, subsidiaries, or affiliates is listed on the N.J. Department of the Treasury's list of entities determined to be engaged in prohibited activities in Iran pursuant to P.L. 2012, c. 25 ("Chapter 25 List"). I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf. I will skip Part 2 and sign and complete the Certification below.

OR

I am unable to certify as above because I or the bidding entity and/or one or more of its parents, subsidiaries, or affiliates is listed on the Department's Chapter 25 list. I will provide a detailed, accurate and precise description of the activities in Part 2 below and sign and complete the Certification below. Failure to provide such will result in the proposal being rendered as non-responsive and appropriate penalties, fines and/or sanctions will be assessed as provided by law.

PART 2

PROVIDE FURTHER INFORMATION RELATED TO INVESTMENT ACTIVITIES IN IRAN

You must provide a detailed, accurate and precise description of the activities of the bidding person/entity, or one of its parents, subsidiaries or affiliates, engaging in the investment activities in Iran outlined above by completing the form below. (PROVIDE INFORMATION RELATIVE TO THE ABOVE QUESTIONS. PLEASE PROVIDE THOROUGH ANSWERS TO EACH QUESTION. IF YOU NEED TO MAKE ADDITIONAL ENTRIES, USE ADDITIONAL PAGES).

Name:		
Relationship to Bidder/Vendor:		
Description of Activities:		
Duration of Engagement:	Anticipated Cessation Date:	
Bidder/Vendor:		
Contact Name:	Contact Phone Number:	

BOROUGH OF ROSELLE PARK <u>DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN</u>

TO A MAINT 4. AND DESCRIPTION A PRINCIPAL

<u>DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN</u> (Continued)

CERTIFICATION

I, being duly sworn upon my oath, hereby represent and state that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I attest that I am authorized to execute this certification on behalf of the below-referenced person or entity. I acknowledge that the Borough of Roselle Park is relying on the information contained herein and thereby acknowledge that I am under a continuing obligation from the date of this certification through the completion of contracts with the Borough of Roselle Park to notify the Borough of Roselle Park in writing of any changes to the answers or information contained herein. I acknowledge that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I recognize that I am subject to criminal prosecution under the law and that it will also constitute a material breach of my agreements(s) with the Borough of Roselle Park and that the Borough of Roselle Park at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print): Russell J. Huegel, Esq.
Signature: Park De Constitution de la constitution
Title: OWNER
Date 11/26/18
Bidder/Vendor: Russell J. Huegel Altorney at Law

INSURANCE REQUIREMENTS AND ACKNOWLEDGEMENT FORM

Certificate(s) of Insurance shall be filed with the Borough Clerk's Office upon award of contract by the governing body

The minimum amount of insurance to be carried by the Professional Service Entity shall be as follows:

PROFESSIONAL LIABILITY INSURANCE

Limits shall be a minimum of \$1,000,000.00 for each claim and \$1,000,000.00 aggregate each policy period.

Acknowledgement of Insurance Requirement:

RUSSELL J. Huegel, Owher

CERTIFICATION REGARDING POLITICAL CONTRIBUTIONS

STATE OF NEW JERSEY	
: SS.	
I, Russell J. Huegel, Owner Iselin in the County of Middlese	of the <u>City</u> of and the State of New Jersey, offull age, being duly sworn
according to law on my oath depose and say that:	age, comg dary choin
Russell J. Huege! Altorney at Law, the submissions for the above named Service, and that I executed the so; that said Professional Service Entity acknowledges that it is pursuant to Section 2-4 of the Borough Code prohibits the ar Professional Service Entity that has contributed in excess of two I committee of any Borough of Roselle Park candidate or holderesponsibility for the award of the contract, or to any Borough Committee, or to any political action committee (PAC) that is promoting or supporting Borough of Roselle Park municipal candidate (1) calendar year immediately preceding the date of the contract.	aware that the Borough of Roselle Park warding of any public contract to any hundred (\$200.00) dollars to a campaign er of the public office having ultimate of Roselle Park or Union County Party organized for the primary purpose of idates or municipal officeholders, within
I further warrant that pursuant to Roselle Park Borough Section seeking a public contract means: an individual, including the incliving at home; person; firm; corporation; professional corpassociation. The definition of a service provider includes all princi of the equity in the corporation or business trust, partners, and of provider as well as any subsidiaries directly controlled by the service provider as well as any subsidiaries directly controlled by the service provider as well as any subsidiaries directly controlled by the service provider as well as any subsidiaries directly controlled by the service provider as well as any subsidiaries directly controlled by the service provider as well as any subsidiaries directly controlled by the service provider as well as any subsidiaries directly controlled by the service provider as well as any subsidiaries directly controlled by the service provider as well as any subsidiaries directly controlled by the service provider as well as any subsidiaries directly controlled by the service provider as well as any subsidiaries directly controlled by the service provider as well as any subsidiaries directly controlled by the service provider as well as any subsidiaries directly controlled by the service provider as well as any subsidiaries directly controlled by the service provider as well as a service provider as a service provider as well as a service provider as a service provider as a service provider as a service provider as a service	dividual's spouse, if any, and any child poration; partnership; organization; or pals who own one (1%) percent or more ficers in the aggregate employed by the
I further warrant that I have reviewed Borough Code Section 2-4.	
I hereby certify that the foregoing statements made by me are true statements made by me are willfully false, I am subject to punishing	
9	Signature of Professional) Name: Russell J. Huege Title: Owner
(Signature of Notary)	
(Affix Seal)	

SATISH SHARMA
Notary Public
State of New Jersey
My Commission Expires April 21, 2020
I.D.# 2327816

THESE ARE **SAMPLES** OF THE **ONLY** ACCEPTABLE BUSINESS REGISTRATION CERTIFICATES.

FAILURE TO POSSESS A NEW JERSEY BUSINESS REGISTRATION CERTIFICATE MAY BE CAUSE FOR REJECTION OF YOUR PROPOSAL REGARDLESS OF THE FACT THAT A COPY MAY ALREADY BE ON FILE WITH THE BOROUGH OF ROSELLE PARK

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505 N559	FREG STRATION CERTIFICATE CONTROL CONTROL
TOR'S THE MOUNTY,	AND CASINO SERVICE CONTRACTOR
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31/0	



STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE

Taxpayer Name:	TAX REG TEST ACCOUNT
Trade Name:	
Address:	847 ROEBLING AVE TRENTON, NU 086-1
Certificate Number:	41 939 97
Date of Issuance:	October 14, 2004
For Office Use Only:	
20041014112823533	

RUSSELL J. HUEGEL ATTORNEY AT LAW

190 Middlesex Essex Turnpike, Suite 200

Iselin, NJ 08830

Tel: (908) 313-1136 Fax: (866) 630-3029 Attorney I.D. 015021996

)	CERTIFICATION OF
BOROUGH OF ROSELLE)	RUSSELL J. HUEGEL IN SUPPORT
PARK)	OF REQUEST FOR QUALIFICATIONS
)	FOR PROFESSIONAL SERVICES -
)	MUNICIPAL PROSECUTOR
)	
)	

I, RUSSELL J. HUEGEL, ESQ. hereby certifies as follows:

This Qualification Statement contains accurate, factual and complete information.

- 1. I am an attorney at law, admitted by the State of New Jersey in 1996 under the above referenced license number. I certify that I am presently in good standing with the New Jersey Supreme Court. I have never been the subject of a disciplinary proceeding from any federal or state agency, nor have I ever been disbarred from any jurisdiction.
- 2. I previously served as the Prosecutor for Borough of Roselle Park for the years 2015 and 2016.
 - 3. I have never been convicted of a crime at any time in any jurisdiction.
- 4. I have never received a target letter from a grand jury from any jurisdiction.
- 5. As my attached resume indicates, I certify that I have at least twenty one (21) years of trial court experience as an attorney.

- 6. I previously served as the Municipal Prosecutor for the Town of Secaucus. I served as the Prosecutor for Secaucus for the years 2002, 2003 & 2004 and was responsible for all duties, functions and obligations of that position. Secaucus was and continues to be a busy court with the NJ Turnpike, State Highway 3 and other major roads running through its borders. Additionally, Secaucus has a number of malls and shopping centers and hotels within its borders. At the time I was the prosecutor, these characteristics made it necessary for there to be at least two (2) sometimes three (3) court sessions per week.
- 7. Additionally, when time permitted, I substituted as Municipal Prosecutor for the Borough of Ringwood, the City of Passaic and North Bergen. So my prosecutorial experience extends to a variety of municipalities, both urban and suburban.
- 8. Except as noted in paragraph 2, I have never provided professional services to the Borough before, and furthermore I am not related to anyone currently employed by the Borough.
- 9. As my resume indicates, I specialize in litigation services in a variety of contexts. This includes civil litigation as well as criminal litigation, having conducted many trials in both contexts.
- 10. I certify that I will comply with the laws of the State of New Jersey,
 General Terms and Conditions as required by the Borough including its ordinances and
 adhere to the Rules of Professional Conduct.

11. I have read, signed and acknowledged the Borough's Insurance

Requirements and Acknowledgement Form and have included it with this package. My

policy declarations will be filed with the Borough upon award of contract.

12. I certify that I am the only owner of this firm, and I will be personally

performing the work assigned to me. Such work will be performed through my principal

place of business located at 190 Middlesex Essex Turnpike, Suite 200, Iselin, NJ 08830.

I am the sole owner of this law practice.

13. If selected by the Borough, I request that the annual cost for my services

to act as Municipal Prosecutor is \$24,000.00 which in the past was paid in equal monthly

installments.

I hereby certify that the foregoing statements made by me are true. I am aware

that if any of the foregoing statements made by me are willfully false, I am subject to

punishment.

Dated: November 28, 2018

DISCOULT LUIDE CEL ECO

RUSSELL J. HUEGEL

190 Middlesex Essex Turnpike, Suite 200 Iselin, New Jersey 08830 Cell: (908) 313-1136 russellhuegel@msn.com

NON LEGAL EXPERIENCE:

FANWOOD BOROUGH COUNCIL (Councilman, Council President for 2010, 2012-present)

Fanwood, New Jersey

January 2009 to present

Re-elected in 2011, 2014 & 2017 to a three year term. Chairman, Administration & Finance Committee

LEGAL EXPERIENCE, ADMITTED TO NEW JERSEY:

RUSSELL J. HUEGEL, ATTORNEY AT LAW (Owner)

Iselin, New Jersey

October 2009 to present

Appointed as the Roselle Park Municipal Prosecutor 2015 - 2016

FOX & FOX (Senior Litigation Associate)

Livingston, New Jersey

October 2008 - September 2009

Senior Litigation Associate handling complex criminal and civil litigation.

COSNER & COSNER (Associate)

East Brunswick, New Jersey

October 2004 - October 2008

In addition to litigation, practiced in the areas of Family, Estates, Bankruptcy and Real Estate.

NOWELL AMOROSO KLEIN BIERMAN, P.A./LAFFERTY, SUH & HERLINSKY (Associate)

Hackensack, New Jersey

July 2002 - October 2004

Represented Public Entities such as Hackensack, Passaic, Ringwood, and other municipalities.

Served as the Secaucus Municipal Prosecutor from 2002-2004

MORGAN STANLEY TRUST COMPANY (Corporation Counsel)

Jersey City, New Jersey

March 2001 to July 2002

Served as an attorney for the Estate Administration/Trust Department. Assessed litigation risks and managed trust and estate accounts held across the United States.

LAW OFFICES OF PAUL B. BRICKFIELD, P.C. (Associate)

River Edge, New Jersey

March 1997 to February 2001

Practiced in the litigation areas of criminal defense, commercial and personal injury in State & Federal Court.

EDUCATION:

PACE UNIVERSITY SCHOOL OF LAW

J.D. - May 1996

Honors: Dean's List, Fall 1995 & Spring 1996

RICHARD STOCKTON COLLEGE OF NEW JERSEY

B.A. Political Science with honors - May 1992

Form W-9 (Rev. October 2018)

(Rev. October 2018)
Department of the Treasury
Internal Revenue Service

Request for Taxpayer Identification Number and Certification

▶ Go to www.irs.gov/FormW9 for instructions and the latest information.

Give Form to the requester. Do not send to the IRS.

		isu ucuonis anu une latest	milorinauon.	
	1 Name (as shown on your income tax return). Name is required on this line; Russell J. Huegel	do not leave this line blank.		
	2 Business name/disregarded entity/name, if different from above Russell J. Huegel Attorney at Lau	V		
s on page 3.	3 Check appropriate box for federal tax classification of the person whose na following seven boxes. Individual/sole proprietor or C Corporation S Corporation single-member LLC	ame is entered on line 1. Checi	k only one of the	4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):
8 5	The band the bitter of the second of the sec			Exempt payee code (if any)
Print or type. Specific Instructions on	Limited liability company. Enter the tax classification (C=C corporation, Note: Check the appropriate box in the line above for the tax classification. LLC if the LLC is classified as a single-member LLC that is disregarded another LLC that is not disregarded from the owner for U.S. federal tax is disregarded from the owner should check the appropriate box for the	ion of the single-member own from the owner unless the ow purposes. Otherwise, a single-	er. Do not check ner of the LLC is -member LLC that	Exemption from FATCA reporting code (if any)
<u>5</u>	☐ Other (see instructions) ▶			(Applies to accounts maintained outside the U.S.)
જ	5 Address (number, street, and apt. or suite no.) See instructions.	R	lequester's name a	nd address (optional)
g S	58 Montrose Ave			
	6 City, state, and ZIP code Fanwood NJ 07023			
	7 List account number(s) here (optional)			
Par	Taxpayer Identification Number (TIN)			
Entery	our TIN in the appropriate box. The TIN provided must match the na	me given on line 1 to avoid	Social sec	urity number
backu	withholding. For Individuals, this is generally your social security nu	imber (SSN). However, for		
	nt alien, sole proprietor, or disregarded entity, see the instructions for s, it is your employer identification number (EIN), if you do not have a		[[1]4]1	! - '[4 - 9 9 */ 9
TIN, la		mumber, see now to get a	or	u Lini Lini
Note:	If the account Is In more than one name, see the Instructions for line	1. Also see What Name an		identification number
	er To Give the Requester for guldelines on whose number to enter.			
			-	•
Part	Certification		<u>l</u>	
	penalties of perjury, I certify that:			
1. The	number shown on this form is my correct taxpayer identification num	nber (or I am waiting for a r	number to be iss	ued to me); and
2. I am Sen	not subject to backup withholding because: (a) I am exempt from ba vice (IRS) that I am subject to backup withholding as a resuit of a failu onger subject to backup withholding; and	ackup withholding, or (b) I I	have not been no	otified by the Internal Revenue
3. I am	a U.S. citizen or other U.S. person (defined below); and			
	FATCA code(s) entered on this form (if any) indicating that I am exem	not from FATCA reporting i	is correct.	
	cation instructions. You must cross out Item 2 above if you have been r			ect to backup withholding because
you ha acquisi	ve failed to report all interest and dividends on your tax return. For real e tion or abandonment of secured property, cancellation of debt, contribu- nan interest and dividends, you are not required to sign the certification,	state transactions, Item 2 do tions to an individual retirem	oes not apply. For nent arrangement	r mortgage interest paid, (IRA), and generally, payments
Sign Here	Signature of U.S. person ► Resconting	Dat	to 11/26	118
Ger	neral Instructions	 Form 1099-DIV (divid funds) 	lends, Including	those from stocks or mutual
Section noted.	n references are to the Internal Revenue Code unless otherwise	 Form 1099-MISC (value) 	rious types of inc	come, prizes, awards, or gross
related	developments. For the latest information about developments to Form W-9 and its instructions, such as legislation enacted ney were published, go to www.irs.gov/FormW9.	Form 1099-B (stock of transactions by brokers)		ales and certain other
	· · · · · · · · · · · · · · · · · · ·	 Form 1099-S (proceed) 	eds from real esta	ate transactions)
Purp	oose of Form	 Form 1099-K (mercha 	ant card and thir	d party network transactions)
	ividual or entity (Form W-9 requester) who Is required to file an ation return with the IRS must obtain your correct taxpayer	 Form 1098 (home mo 1098-T (tuition) 	ortgage interest),	1098-E (student loan interest),
identlfi	cation number (TIN) which may be your social security number	• Form 1099-C (cancel	ed debt)	
	individual taxpayer identification number (ITIN), adoption	• Form 1099-A (acquisi	tion or abandonn	nent of secured property)

Use Form W-9 only if you are a U.S. person (including a resident

be subject to backup withholding. See What is backup withholding,

If you do not return Form W-9 to the requester with a TIN, you might

alien), to provide your correct TIN.

later.

(EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of Information

returns include, but are not limited to, the following.

• Form 1099-INT (interest earned or paid)

SOS	STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE
Taxpayer Name:	HUEGEL, RUSSELL J
Frade Name:	RUSSELL J. HUEGEL ATTORNEY AT LAW
Address:	33 WOOD AVENUE SOUTH, SUITE 600 ISELINE. NI 08830
Certificate Number:	
Effective Date:	December 10, 2012
Date of Issuance:	December 10, 2012
For Office Use Only: 20121210102656972	

END OF DOCUMENT